

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

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FISCAL IMPACT STATEMENT

LS 6270

BILL NUMBER: HB 1012

NOTE PREPARED: Nov 19, 2014

BILL AMENDED:

SUBJECT: Campaign Violations.

FIRST AUTHOR: Rep. Bartlett

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: ☒ **GENERAL**
☒ **DEDICATED**
☐ **FEDERAL**

IMPACT: State & Local

Summary of Legislation: The bill provides that a person or a political party that knowingly does either of the following commits a Level 6 felony: (1) Solicits or receives money or other property as a condition that the person, another person, or a political party support or slate a candidate. (2) Pays money or gives other property in exchange for the support or slating of a candidate by a person or a political party.

Effective Date: July 1, 2015.

Explanation of State Expenditures: *Summary:* A Level 6 felony is punishable by a prison term ranging from 6 months to 30 months or reduction to Class A misdemeanor depending upon mitigating and aggravating circumstances. The average expenditure to house an adult offender was \$19,497 in FY 2014. (This does not include the cost of new construction.) If offenders can be housed in existing facilities with no additional staff, the marginal cost for medical care, food, and clothing is approximately \$3,210 annually, or \$8.77 daily, per prisoner. However, any additional expenditures are likely to be small.

Additional Information- As of November 1, 2014, a one-day count of incarcerated persons in DOC facilities shows no persons currently incarcerated for an election law violation as the primary offense.

Explanation of State Revenues: If additional court cases occur and fines are collected, revenue to both the Common School Fund (from criminal fines) and the state General Fund (from court fees) would increase. The maximum fine for a Level 6 felony is \$10,000. However, any additional revenues would likely be small.

Explanation of Local Expenditures: If more defendants are detained in county jails prior to their court

hearings, local expenditures for jail operations may increase. However, any additional expenditures would likely be small.

Explanation of Local Revenues: If additional court actions occur and a guilty verdict is entered, local governments would receive revenue from court fees. However, the amounts would likely be small.

State Agencies Affected: Department of Correction.

Local Agencies Affected: Local law enforcement, county prosecutors, trial courts.

Information Sources: Department of Correction, one-day count November 1, 2014.

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